

MEMO ENDORSED

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June 10, 2008

VIA FACSIMILE (212.805.7949)

Honorable P. Kevin Castel
United States District Court
Southern District of New York
500 Pearl Street
New York, NY 10007

Re: Steven Guarino v. Rooms.com, Inc. et al.
U.S.D.C. Southern District of New York
Civil Action No. 07 cv 11618

Dear Judge Castel:

We represent the plaintiff, Steven Guarino, in the above-referenced matter. At this time, and with consent of all defense counsel, it is respectfully requested that the initial pre-trial conference currently scheduled for June 13, 2008 be adjourned for a period of thirty (30) days until July 11, 2008.

As you are aware, the parties have agreed that the matter will be transferred from the Southern District to the Eastern District. To date, the parties have also been involved in significant settlement negotiations. As a result, the parties have not yet formalized the transfer of the action to the Eastern District. If the parties are not able to resolve the matter in the next two weeks, plaintiff will prepare the Stipulation and Order to transfer the matter to the Eastern District. Please confirm the consent of the Court to this request and if you have any questions, please contact me.

Respectfully,

Marc Ackerman

cc: William J. Turkish, Esquire
Daniel J. Herrera, Esquire

*Initial conference
adjourned from
June 13 to July 18, 2008 at
11:30am in contemplation
of settlement or
transfer.
SO ORDERED.
USDS
6-11-08*